



October 3, 2008

**VIA ELECTRONIC MAIL**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

**Re: Assessment and Collection of Regulatory Fees for Fiscal Year 2008;  
MD Docket No. 08-65, RM-11312**

Dear Ms. Dortch:

GU Holdings, Inc. ("GU Holdings"), by its undersigned counsel, files this letter in support of the Industry Consensus Proposal ("Consensus Proposal"), filed on September 23, 2008 by multiple submarine cable operators, to reform the system for assessing international bearer circuit ("IBC") fees on undersea cable operators.<sup>1</sup>

GU Holdings is an indirect wholly-owned subsidiary of Google Inc. Earlier this year, GU Holdings applied for a license to construct, land, and operate the Unity Cable System, a high-capacity, undersea fiber optic cable that will connect the United States and Japan.<sup>2</sup> As a new entrant in the submarine cable industry, GU Holdings welcomes the Consensus Proposal as a means to remedy the inequities and inconsistencies of the current IBC fee methodology. The current system has an adverse financial effect on operators of large capacity systems to the detriment of competition and, ultimately, consumers.

GU Holdings believes that the Consensus Proposal is a comprehensive, equitable, and easily implemented plan for reform of the IBC fee system that will put all operators on comparable

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<sup>1</sup> Notice of *Ex Parte* Presentation, from Kent Bressie, for Level 3 communications LLC, to Marlene H. Dortch, dated Sept. 23, 2008, attaching Industry Consensus Proposal for International Bearer Circuit Fee Reform, MD Docket No. 08-65, RM-11312 (filed Sept. 23 2008). In addition to Level 3, the *ex parte* notice documented the support for the Consensus Proposal of Apollo Submarine Cable System Ltd.; ARCOS-1 USA, Inc. and A SUR Net, Inc.; AT&T; Brasil Telecom of America, Inc.; Hibernia Atlantic US LLC; Marine Cable Corp.; Pacific Crossing Limited and PC Landing Corp.; Tata Communications (US) Inc.; and Verizon. In addition, Pacnet Services (US) Inc. submitted a letter supporting the Consensus Proposal on September 26, 2008.

<sup>2</sup> File No. SCL-LIC-20080516-00010.

regulatory footing. At the same time, it ensures that the Commission will continue to receive the appropriate level of regulatory fees to support its operations. Accordingly, GU Holdings urges the Commission to adopt the Consensus Proposal in its entirety.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'RS Whitt', written in a cursive style.

Richard S. Whitt, Esq.  
Washington Telecom and  
Media Counsel for  
Google Inc. and  
GU Holdings, Inc.